

# BLANKET PURCHASE ORDER

## STATE OF MARYLAND

\*\*\*\*\* STATE OF MARYLAND \*\*\*\*\*

BPO NO: 001B0400545

PRINT DATE: 07/20/12

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### SHIP TO:

AS SPECIFIED ON INDIVIDUAL ORDERS

**VENDOR ID:** 1223051828  
ARC MEDICAL INC  
4296 COWAN ROAD  
  
TUCKER, GA 30084  
(404 ) 373-8300 EXT 210

### REFER QUESTIONS TO:

MARGIE HAJIANTONI  
(410 ) 767-3039  
MARGARET.HAJIANTONI@DGS.STATE.MD.US

**ITB:** 001IT817994

**EXPR DATE:** 03/09/13  
**POST DATE:** 03/08/10

**DISCOUNT TERMS:** . NET 30 DAY  
**CONTRACT AMOUNT:** .00

### TERMS:

ARTICLES HEREIN ARE EXEMPT FROM MARYLAND SALES AND USE TAXES BY EXEMPTION CERTIFICATE NUMBER 3000256-3 AND FROM FEDERAL EXCISE TAXES BY EXEMPTION NUMBER 52-73-0358K. IT IS THE VENDOR'S RESPONSIBILITY TO ADVISE COMMON CARRIERS THAT AGENCIES OF THE STATE OF MARYLAND ARE EXEMPT FROM TRANSPORTATION TAX.

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\* AGENCY CONTRACT \*  
\* THERMO FILTERS FOR LIFECARE/RESPIRONICS \*  
\* MODEL PLV102 HEAT AND MOISTURE EXCHANGERS \*  
\* FOR \*  
\* THE WESTERN MARYLAND HOSPITAL CENTER \*  
\*\*\*\*\*

VENDOR CONTACT: HAL NORRIS  
VENDOR PHONE #: 404-373-8300

AGENCY CONTACT: MIKE PRIDAY  
AGENCY PHONE #: 301-791-4472

### SCOPE OF CONTRACT:

REQUIREMENTS CONTRACT FOR SUPPLYING THE USING AUTHORITY WITH ITS NEEDS FOR THERMO FILTERS FOR LIFECARE/RESPIRONICS MODEL PLV102 HEAT AND MOISTURE EXCHANGERS FOR THE CONTRACT PERIOD SPECIFIED BELOW.

CONTRACT TERM: THREE (3) YEARS, 03/09/2010 THROUGH 03/08/2013.

QUOTED PRICES ARE TO BE NET 30 DAYS F.O.B. STATE USING AUTHORITIES AND INCLUDE ALL FREIGHT/SHIPPING, HANDLING AND ADMINISTRATION CHARGES. ALL DISCOUNTS ARE TO BE DEDUCTED AND REFLECTED IN NET PRICES.

THE QUANTITIES STATED IN THE SOLICITATION THAT RESULTED IN THIS CONTRACT WERE ESTIMATES ONLY AND NOT WARRANTED OR GUARANTEED BY THE

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TERMS (cont'd):

STATE OF MARYLAND. ESTIMATED USAGE IS NOT TO BE CONSTRUED AS A MINIMUM OR MAXIMUM. THE CONTRACT SHALL BE FOR THE ACTUAL NEEDS OF THE AGENCY AND MAY VARY APPRECIABLY FROM THE STATED ESTIMATE(S). THE CONTRACTOR WILL BE ENTITLED TO NO CHANGE IN CONTRACT PRICE IF QUANTITIES ORDERED OR DELIVERED ARE MORE OR LESS THAN THE QUANTITIES ESTIMATED IN THIS SOLICITATION.

### DELIVERY:

DELIVERY IS TO BE MADE WITHIN TEN (10) CALENDAR DAYS AFTER NOTIFICATION TO SHIP. THE STATE RESERVES THE RIGHT TO BID INDIVIDUAL REQUIREMENTS SEPARATE FROM THE CONTRACT WHEN IT IS DEEMED IN THE BEST INTEREST OF THE STATE.

PRICES ARE TO BE NET AND DELIVERED F.O.B. DESTINATION. NO TERMS, OTHER THAN THE AGENCY'S TAKING TITLE AND OWNERSHIP UPON DELIVERY F.O.B. DESTINATION, SHALL BE ACCEPTABLE.

ALL PRODUCTS USED IN PACKING TO CUSHION AND PROTECT DURING THE SHIPMENT OF COMMODITIES ARE TO BE MADE OF RECYCLED, RECYCLABLE, AND/OR BIODEGRADABLE MATERIALS.

ORDERS AS REQUIRED WILL BE PLACED DIRECT TO SUPPLIER BY THE USING AUTHORITIES, INDICATING DELIVERY AND BILLING INSTRUCTIONS

<u>LINE #</u>	<u>STATE ITEM ID</u>	<u>U/M</u>	<u>UNIT COST</u>
0001	49090-H70012	CS	596.0000

THERMO FILTER UNIVERSAL #003280

THERMO FILTERS FOR LIFECARE/RESPIRONICS MODEL PLV102 EXCHANGER FOR VENTILATOR CIRCUITS.

VENDOR TO SUPPLY ARC PRODUCT NUMBER 6001SKV

FILTER MUST BE ON THE PATIENT SIDE OF THE MOISTURE MATERIAL. FILTER SHOULD NOT INCLUDE A C02 PORT. HUMIDITY OUTPUT - GREATER THAN 29 MG H

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<u>LINE #</u>	<u>STATE ITEM ID</u>	<u>U/M</u>	<u>UNIT COST</u>
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20 AT 500 CC TIDAL VOLUME. RESISTANCE @ 60 LPM - LESS THAN 2.2. FILT  
RATION EFFICIENCY 99.99 PERCENT BFE, VFE (EXCEEDS ISO8185 AND ANSI Z79  
STANDARDS AND THE AARC CLINICAL PRACTICE GUIDELINES FOR BYPASS  
HUMIDIFICATION). SECRETION COMPARTMENT ON PATIENT SIDE OF HEAT AND  
MOISTURE EXCHANGER.

END OF ITEM LIST

PRICE ESCALATION/DE-ESCALATION: UPON WRITTEN REQUEST TO THE  
PROCUREMENT OFFICER, PRICE ESCALATIONS WILL BE CONSIDERED ANNUALLY AND  
SHALL BE BASED ON THE PERCENTAGE CHANGE IN THE U. S. DEPARTMENT OF  
LABOR, BUREAU OF LABOR STATISTICS (BLS) PRODUCER PRICE INDEX (PPI) FOR  
MEDICAL EQUIPMENT AND SUPPLIES MFG., NUMBER PCU33911, NOT SEASONALLY  
ADJUSTED, FOUND AT WWW.BLS.GOV/PPI/. SHOULD THE SPECIFIED PPI BE  
ELIMINATED OR UNAVAILABLE BY BUREAU OF LABOR STATISTICS, THE  
DEPARTMENT OF GENERAL SERVICES WILL SELECT A COMPARABLE SERIES  
IDENTIFICATION NUMBER OR INDEX TO SUBSTITUTE.

THE REQUEST MUST BE RECEIVED AT LEAST THIRTY (30) DAYS PRIOR TO THE  
EFFECTIVE DATE AND SHALL BECOME EFFECTIVE ON THE ANNIVERSARY OF THE  
START DATE OF THE CONTRACT, UPON APPROVAL BY THE PROCUREMENT OFFICER.  
THE ADJUSTMENT WILL BE CALCULATED AS A PERCENTAGE RESULTING FROM THE  
CHANGE IN THE INDEX FROM THE START DATE OF THE CONTRACT TO THE MOST  
RECENT STATISTICS AVAILABLE ON THE BLS WEBSITE AT THE TIME OF THE  
REQUEST.

THE PURCHASING OFFICE WILL NOTIFY THE CONTRACTOR IN WRITING OF THE  
EFFECTIVE DATE OF ANY INCREASE WHICH IT APPROVES. HOWEVER, THE  
CONTRACTOR SHALL FILL ALL PURCHASE ORDERS RECEIVED PRIOR TO THE  
EFFECTIVE DATE OF THE PRICE ADJUSTMENT AT THE OLD CONTRACT PRICES.  
ONCE A PRICE INCREASE HAS BEEN APPROVED, NO FURTHER INCREASES SHALL BE  
CONSIDERED FOR 360 DAYS. ALL OTHER TERMS, CONDITIONS AND  
SPECIFICATIONS SHALL REMAIN THE SAME. "ACROSS THE BOARD" PRICE  
DECREASES ARE SUBJECT TO IMPLEMENTATION AT ANY TIME AND SHALL BE  
IMMEDIATELY CONVEYED TO THE PROCUREMENT OFFICER.

### GENERAL CONDITIONS:

VENDOR MUST INCLUDE THE 9-DIGIT ZIP CODE OF COMPANY ADDRESS ON ALL  
INVOICES. FAILURE TO DO SO MAY RESULT IN DELAY OF PAYMENT.

CORPORATE "P" PURCHASING CARDS WILL BE USED FOR PAYMENT FOR ALL  
INDIVIDUAL AGENCY CONTRACT PURCHASES OF \$2,500 OR LESS.

A REPORT MUST BE FURNISHED BY THE SUCCESSFUL VENDOR EVERY THREE (3)

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### TERMS (cont'd):

MONTHS DETAILING THE PURCHASE OF ALL ITEMS ON THE CONTRACT. FORMAT SHALL BE AT VENDORS OPTION PROVIDING THAT, AS A MINIMUM, THE REPORT REFLECTS THE CONTRACT NUMBER, CONTRACT ITEM NUMBER, THE DOLLAR VOLUME PURCHASED OF EACH ITEM, AGENCY IDENTIFICATION, AND THE CONTRACT TOTAL. THE REPORT MUST BE FILED WITHIN THIRTY (30) DAYS AFTER THE END OF EACH REPORTING PERIOD. ANY EXCEPTION TO THIS MANDATORY REQUIREMENT MAY RESULT IN CANCELLATION OF THE AWARD. FAILURE TO PROVIDE THE REPORT WITH THE MINIMUM REQUIRED INFORMATION MAY ALSO NEGATE ANY CONTRACT EXTENSION CLAUSES. REPORT SHALL BE FORWARDED TO THE FOLLOWING ADDRESS:

DEPARTMENT OF GENERAL SERVICES  
ATTENTION: MR. HOWARD MCLEAN  
301 W. PRESTON STREET, ROOM M-3  
BALTIMORE, MD 21201

DURATIONS: CONTRACTS SHALL REMAIN IN EFFECT FOR THE TIME PERIOD AND QUANTITY SPECIFIED UNLESS THE CONTRACT IS TERMINATED BY THE STATE. THE STATE MAY TERMINATE ANY CONTRACT WITHOUT SHOWING CAUSE UPON THIRTY (30) DAYS WRITTEN NOTICE.

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AUTHORIZED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

BUYER AUTHORIZED DESIGNEE